## UNITED STATES DISTRICT COURT WESTERN DISTRICT OF MICHIGAN SOUTHERN DIVISION

Case No. 5:06-cv-66 Hon. Hugh W. Brenneman, Jr.

## **JUDGMENT ORDER**

For the reasons as set forth in the court's opinion,

IT IS HEREBY ORDERED that defendants' motion for summary judgment (docket no. 20) is **GRANTED** as to Counts One and Three and **DENIED** as to Count Two.

IT IS FURTHER ORDERED that Counts One and Three are DISMISSED.

**IT IS FURTHER ORDERED** that plaintiff's remaining breach of contract claim asserted in Count Two is **REMANDED** to the Michigan Court of Claims.

Dated: September 27, 2007

/s/ Hugh W. Brenneman, Jr.

HUGH W. BRENNEMAN, JR.

United States Magistrate Judge